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October 10, 2013

**VIA FACSIMILE – 718-613-2185**  
The Honorable Kiyo A. Matsumoto  
United States District Court  
Eastern District of New York  
225 Cadman Plaza  
Brooklyn, New York 11201

**Re: United States v. Alberto Yard  
13-cr-486**

Dear Judge Matsumoto:

Alberto Yard is scheduled to appear before Your Honor on Thursday, October 31<sup>st</sup>, 2013 at 10:00 a.m. for a status conference. Please know that I am scheduled to commence trial before the Honorable Victor Marrero in the matter of the United States v. Pena, et al on October 15<sup>th</sup>, 2013 which we are told will last six to eight weeks.

We respectfully request that this matter be adjourned to a date in mid-December. AUSA Margaret Gandy does not object to our request. Also, please know that we waive speedy time in this matter.

Thank you in advance for your consideration.

Very truly yours,

Deveraux L. Cannick

DLC/mw  
cc: AUSA Margaret Gandy, via email